

Legal Work Group PHI Pyramid

	General PHI (non-sensitive)	PHI Mental Health	PHI Federal Substance Abuse Program	PHI HIV
Informed Consent	Disclosure Allowed	Disclosure Allowed	Disclosure Allowed	Disclosure Allowed
Treatment Payment Operations	Allowed for TPO	Allowed for payment; T+O are restricted + vary for agency vs. clinician	Only with patient consent	Allowed for direct treatment
Public Health	Allowed when required by law	Restricted; can disclose to DHHS in limited circumstances	No exception listed; LWG opinion patient consent required	Allowed when required by law
Fund Raising	Allowed for entity	Consent required	No exception listed; LWG opinion patient consent required	Statute is silent; LWG opinion use requires consent
Research	Restricted	Restricted; limited exceptions	Restricted	Restricted; researchers can't re-disclose
Marketing	Consent required	Consent required	Consent required	Consent required

**General PHI
(non-sensitive)**

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Operations

Allowed for TPO

Public Health

Allowed when required by law

Fund Raising

Allowed for entity

Research

Restricted

Marketing

Consent required

PHI Mental Health

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Consent required

Restricted;
limited exceptions

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PHI Federal Substance Abuse Program

Disclosure Allowed

Only with patient consent

No exception listed; LWG opinion
patient consent required

No exception listed; LWG opinion patient
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Restricted

Consent required

PHI HIV

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Restricted; researchers
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